IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 107 OF 2006

Machindra Ganpat Katkar ...Applicant.

V/s

The State of Maharash ...Respondent.

Mr. Rahul S. Kate for the applicant.

Mr. R.Y. Mirza, APP for the State.

CORAM: V.M. KANADE, J.

DATE: 23rd January, 2006

P.C.:

1. Heard the learned Counsel for the applicant and the learned APP for the State.

2. The applicant was registered in connection with the offence which was registered with Akluj Police Station for offence punishable under section 498(A), 306 read with section 34 of the Indian Penal Code. The applicant married to the daughter of the complainant Sarika some time in May 2005. Thereafter, the complainant's daughter complained to the neighbours and to her father that the applicant had an excessive sexual urge and he used to make allegations against her that she was not properly working. About four months after the marriage, the dead body of the

daughter of the complainant was found in a well on 15/9/2005. A complaint was filed on the next day. The charge-sheet has been filed. The applicant is in Jail since 16/9/2005.

3. Considering the complaint and the statements of the witnesses which are recorded by the Police, I am of the view that this is a fit case for grant of bail. The only allegation against the applicant is that the applicant had an excessive sexual urge and he used to abuse her.

4. Under these circumstances, the applicant be released on bail in the sum of Rs 5000/- with one or two sureties in the like amount. The applicant to report to the Akluj Police Station once in a month.

V.M. KANADE, J.